

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF SOUTH CAROLINA  
ANDERSON DIVISION

Metropolitan Life Insurance Company,

Plaintiff,

v.

Cindy Cobb Calvert, Beverly D. Gunnels and  
Cindy Cobb Calvert as Personal  
Representative of the Estate of Bennie H.  
Cobb, Jr.,

Defendants.

C.A. No.: 8:19-cv-02092-DCC

**CONSENT ORDER OF  
INTERPLEADER**

This matter comes before the Court on Motion by Plaintiff Metropolitan Life Insurance Company (hereinafter "MetLife"), for an order granting interpleader of certain Group Life Insurance benefit proceeds in dispute in this case and releasing MetLife, General Electric Company, and the General Electric Company Group Life Insurance Plan from further liability as to the benefits in dispute. According to the allegations of the Complaint, this action involves competing claims by Defendant Cindy Cobb Calvert, Defendant Beverly D. Gunnels, and Defendant Cindy Cobb Calvert as Personal Representative of the Estate of Bennie H. Cobb, Jr., to the Group Life Insurance benefit proceeds valued at \$28,158.00 at the time the Complaint was filed and payable, as a result of the death of Bennie H. Cobb, Jr. (the "Decedent").

MetLife instituted this interpleader action to protect itself against double liability as to the benefits, and the Court finds that interpleader is appropriate. The record reflects that all parties have consented to the Motion.

**IT IS THEREFORE ORDERED, ADJUDGED AND DECREED** that Plaintiff Metropolitan Life Insurance Company interplead the \$28,158.00 plus any applicable interest into the Court through the Office of the Clerk of Court, this amount representing the value of the Group

Life Insurance benefit proceeds at the time of the consent by all parties to interplead these funds. It is further ordered that Metropolitan Life Insurance Company, General Electric Company, and the General Electric Company Group Life Insurance Plan are discharged from any and all liability as to any claims to the benefits in question and that Defendant Cindy Cobb Calvert, Defendant Beverly D. Gunnels, and Defendant Cindy Cobb Calvert as Personal Representative of the Estate of Bennie H. Cobb, Jr., are enjoined from instituting and/or pursuing any action or proceeding in any state or federal court against Metropolitan Life Insurance Company, General Electric Company, and the General Electric Company Group Life Insurance Plan to recovery of the Group Life Insurance benefit proceeds payable as a consequence of the death of Decedent. Finally, it is ordered that Plaintiff Metropolitan Life Insurance Company is dismissed from this action, with prejudice, and the action is to be continued as between Defendant Cindy Cobb Calvert, Defendant Beverly D. Gunnels, and Defendant Cindy Cobb Calvert as Personal Representative of the Estate of Bennie H. Cobb, Jr., to determine the correct beneficiary of the Group Life Insurance benefit proceeds.

**IT IS SO ORDERED.**

Dated: 10/18/2019  
Spartanburg, South Carolina

  
The Honorable Donald C. Coggins, Jr.